



**Leonard K. Peters**  
Secretary

**ENERGY AND ENVIRONMENT CABINET**

**DEPARTMENT FOR ENVIRONMENTAL PROTECTION**

**DIVISION OF WATER**

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**R. Bruce Scott**  
Commissioner

**Sandra L. Gruzesky**  
Director

March 30, 2011

Re: Coal General KPDES Permit

Dear Coal General Permit Holder,

In the last few months there have been several inquiries about a discrepancy in monitoring requirements between the fact sheet and KYG040000 general permit. For reclamation areas excluding underground mine drainage, the fact sheet states that monitoring is required once per month for the first six (6) months after Phase I bond release and once per quarter thereafter (as in previous general permits), however the permit states that monitoring is required once per month except for pH, which is required twice per month. I apologize that this conflict between the permit and fact sheet exists.

The purpose of this letter is to clarify the monitoring that is necessary for compliance purposes. The monitoring required by the **permit** is what must be performed (i.e., once per month through Phase III bond release, except for pH which is twice per month). This requirement is effective August 1, 2009 for all general permit coverages. Division of Water does not intend to pursue enforcement actions regarding monitoring that have been conducted consistent with the fact sheet through March 2011. Please conduct all future monitoring consistent with the permit.

If you have any questions regarding this matter, please contact Heather Dodds at (502) 564-3410, extension 4953.

Sincerely,

**Sandra L. Gruzesky, P.E.**  
**Director**  
**Division of Water**